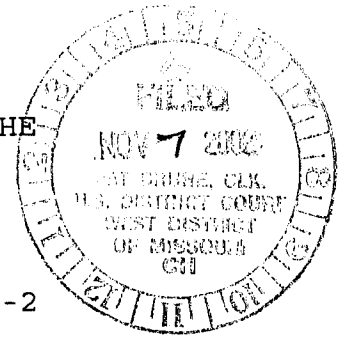


IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION



UNITED STATES OF AMERICA,)
) No. 01-00308-01-CR-W-2
 Plaintiff,)
) 18 U.S.C. §§ 1201(a), (g), and
 v.) 3559(d)
) NLT: Life Imprisonment
WESLEY IRA PURKEY,) NMT: Death and \$250,000 fine
[DOB: 01-06-52]) NMT: 5 years supervised release
) Class A Felony
 Defendant.) \$100 Mandatory Special Assessment

SUPERSEDING INDICTMENT

THE GRAND JURY CHARGES:

COUNT ONE

That on or about January 22, 1998, in the Western District of Missouri and elsewhere, WESLEY IRA PURKEY, the defendant, willfully, knowingly, and unlawfully did transport in interstate commerce from Kansas City, Missouri, to Lansing, Kansas, Jennifer Long, the victim, who had been unlawfully seized, confined, kidnaped, abducted, carried away and held by WESLEY IRA PURKEY for the purpose of the forcible rape of Jennifer Long, the actions of WESLEY IRA PURKEY resulting in the death of Jennifer Long.

All in violation of Title 18, United States Code, Sections 1201(a), (g) and 3559(d).

DOCUMENT _____

NOTICE OF SPECIAL FINDINGS

The Grand Jury incorporates by reference and realleges the allegations contained in Count One and makes the following special findings:

1. The defendant was 18 years of age at the time of this offense. [18 U.S.C. § 3591(a)].
2. Wesley Ira Purkey intentionally killed Jennifer Long. [18 U.S.C. § 3591(a)(2)(A)].
3. Wesley Ira Purkey intentionally inflicted serious bodily injury which resulted in the death of Jennifer Long. [18 U.S.C. § 3591(a)(2)(B)].
4. Wesley Ira Purkey intentionally participated in an act, contemplating that the life of Jennifer Long would be taken and that lethal force would be used against Jennifer Long, a person other than a participant in the offense, resulting in her death. [18 U.S.C. § 3591(a)(2)(C)].
5. Wesley Ira Purkey intentionally and specifically engaged in an act of violence which:
 - a. Wesley Ira Purkey knew would create a grave risk of death to the victim, Jennifer Long, a person other than a participant in the offense, such that Wesley Ira Purkey's participation in the act constituted a reckless disregard for human life; and
 - b. Directly resulted in the death of Jennifer Long. [18 U.S.C. § 3591(a)(2)(D)].

6. The death and injury resulting in the death of Jennifer Long occurred during the commission and attempted commission of her kidnaping by Wesley Ira Purkey, in violation of 18 U.S.C. § 1201. [18 U.S.C. § 3592(c)(1)].
7. Wesley Ira Purkey killed the victim in an especially heinous, cruel and depraved manner in that the killing involved torture or serious physical abuse to Jennifer Long. [18 U.S.C. § 3592(c)(6)].
8. Jennifer Long, the victim, was particularly vulnerable due to her youthful age of 16 years. [18 U.S.C. § 3592(c)(11)].
9. The defendant has previously been convicted of an offense punishable by a term of imprisonment of more than one year involving the use, attempted use and threatened use of a firearm against another person. More specifically, the defendant was convicted in the State of Kansas of Aggravated Robbery and Aggravated Battery on or about April 23, 1981, in Case No. 80CR1701. [18 U.S.C. § 3592(c)(2)].
10. The defendant has previously been convicted of an offense resulting in the death of a person for which a sentence of life imprisonment was authorized. More specifically, the defendant was convicted of Murder,

First Degree, in the State of Kansas on or about April 28, 2000, and received a sentence of life imprisonment. [18 U.S.C. § 3592(c)(11)].

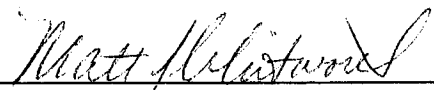
11. The defendant has previously been convicted of two or more offenses punishable by a term of imprisonment of more than one year, committed on different occasions, involving the infliction of or the attempted infliction of serious bodily injury or death upon another person. More specifically, the defendant has previously been convicted of the following offenses:

- a. Murder First Degree in the State of Kansas on or about April 28, 2000;
- b. Kidnaping in the State of Kansas on or about April 23, 1981;
- c. Aggravated Robbery in the State of Kansas on or about April 23, 1981; and
- d. Aggravated Battery in the State of Kansas on or about April 23, 1981.

[18 U.S.C. § 3592(c)(4)].

A TRUE BILL


FOREPERSON OF THE GRAND JURY


MATT J. WHITWORTH #33322
Deputy United States Attorney

Date: 11-7-02
Kansas City, Missouri